

IDAHO PUBLIC UTILITIES COMMISSION

MINUTES OF DECISION MEETING

SUBJECT TO APPROVAL

September 17, 2024 – 1:30 p.m.

In attendance was Commissioner Eric Anderson, Commissioner John R. Hammond, Jr. and Commissioner Lodge. Commissioner Anderson called the meeting to order.

The first order of business was the **ADOPTION OF THE PROPOSED AMENDED AGENDA** for September 17, 2024.

Commissioner Anderson made a motion, under Idaho Code § 74-204, to amend the agenda as proposed, adding Action Item No. 8 to **MATTERS IN PROGRESS**, Adam Triplett's September 17, 2024, Decision Memorandum re: In the Matter of Rocky Mountain Power's Application for Authority to Increase Its Rates and Charges in Idaho; Case No. PAC-E-24-04. A vote was taken on the motion and it carried unanimously.

The next order of business was the **APPROVAL OF MINUTES FROM THE PREVIOUS MEETING** on September 3rd, 2024. The Commission voted unanimously to approve the minutes as written.

The next order of business was **CONSENT AGENDA**:

2. Action Item: Adam Triplett's September 17, 2024, Decision Memorandum re: In the Matter of the Application of CTC Telecom, Inc. for an Amended Certificate of Public Convenience and Necessity; Case No. CTL-T-23-02.

3. Action Item: Johan Kalala-Kasanda's September 17, 2024, Decision Memorandum re: In the Matter of Cable One, Inc.'s Application for Approval of the Idaho Broadband Equipment Tax Credit for the Tax Year 2023; Case No. GNR-T-24-04.

4. Action Item: Michael Duval's September 17, 2024, Decision Memorandum re: In the Matter of the Application of Rocky Mountain Utility Co., Inc. to Amend Its Certificate of Public Convenience and Necessity; Case No. ROC-W-24-01.

Commissioner Anderson made a motion to approve Staff's recommendations for Items 2 through 4 under the Consent Agenda. A vote was taken on the motion, and it carried unanimously.

The next order of business was **MATTERS IN PROGRESS**:

5. Action Item: Johan Kalala-Kasanda's September 17, 2024, Decision Memorandum re: 2023-2024 Idaho Universal Service Fund Annual Report and Recommendations; Case No. GNR-T-24-05.

Mr. Kasanda presented the decision memorandum informing the commission that Staff and parties reached an agreement regarding the fund's status and submitted an addendum to the annual report. Option 5 was agreed upon to provide temporary relief to the fund until the end of the fiscal year.

Commissioner Anderson made a motion to move this matter to Fully Submitted Matters for deliberation. A vote was taken on the motion, and it carried unanimously.

6. Action Item: Adam Triplett's September 17, 2024, Decision Memorandum re: In the Matter of the Investigation into Whether VP, Inc. is a Public Utility Subject to Regulation by the Idaho Public Utilities Commission; Case No. GNR-W-17-01.

Mr. Triplett presented the decision memorandum regarding Investigation into VP, Inc.'s status as a public utility. The company complied with some directives but failed to physically separate water systems from Valeant Idaho LLC, as required. Despite non-compliance, staff recommended closing the case but requiring future notification of compliance.

Commissioner Anderson made a motion to case was closed with conditions for future compliance notifications. A vote was taken on the motion, and it carried unanimously.

7. Action Item: Chris Burdin's September 17, 2024, Decision Memorandum re: In the Matter of Idaho Power Company's Application to Increase Rates for Electric Service to Recover Costs Associated with Incremental Capital Investments and Certain Ongoing Operations and Maintenance Expenses; Case No. IPC-E-24-07.

Mr. Burdin presented the decision memorandum regarding Mr. Dickey's late petition to intervene. Mr. Dickey stated he had ample time to submit his petition. Idaho Power Company notified staff that notices were sent to Mr. Dickey prior to the deadline to intervene. Although, staff was unable to confirm receipt of the correspondence.

Commissioner Anderson made a motion to deny the petition for late intervention due to timeliness rules. A vote was taken on the motion, and it carried unanimously.

8. Action Item: Michael Duval's September 17, 2024, Decision Memorandum re: In the Matter of TruConnect Communication, Inc.'s Application for Designation as an Eligible Telecommunications Carrier; Case No. TCC-T-24-01.

Mr. Duval presented the decision memorandum regarding TrueConnect's requested designation as an eligible telecommunications carrier. The concerns over similar services being offered by a related subsidiary led to staff recommending a six-month stay for further discussions. Both parties agreed on a stay, and the commission ordered a stay for up to six months.

Commissioner Anderson made a motion to stay the case for up to six months. A vote was taken on the motion, and it carried unanimously.

9. Action Item: Adam Triplett's September 17, 2024, Decision Memorandum re: In the Matter of Rocky Mountain Power's Application for Authority to Increase Its Rates and Charges in Idaho; Case No. PAC-E-24-04.

Mr. Triplett presented the decision memorandum regarding Rocky Mountain Power's general rate case. Although the commission approved the scheduling of a Public Workshop, staff inadvertently failed to issue the notification within the required seven-day window prior to the event. Staff recommended rescheduling the public workshop to September 25, 2024, to ensure proper public notice is issued.

Commissioner Anderson made a motion to allow the rescheduling of the Public Workshop. A vote was taken on the motion, and it carried unanimously.

The next order of business was **FULLY SUBMITTED MATTERS:**

10. Deliberation Memorandum re: In the Matter of the Application of Idaho Power Company for Approval of a First Amendment to the Energy Sales Agreement for the Sale and Purchase of Electric Energy from the Low Line Canal Hydro Project; Case No. IPC-E-24-32. [Chris Burdin, Attorney].

11. Deliberation Memorandum re: In the Matter of the Application of Idaho Power Company for Approval of a Second Amendment to the Energy Sales Agreement for the Sale and Purchase of Electric Energy from the Black Canyon #3 Hydro Project; Case No. IPC-E-24-25. [Chris Burdin, Attorney].

12. Deliberation Memorandum re: In the Matter of the Application of Idaho Power Company for an Order Authorizing Inclusion in the Bridger Balancing Account of All Non-Fuel Operations and Maintenance Expenses Associated with Plant Operations; Case No. IPC-E-24-14. [Chris Burdin, Attorney].

13. Deliberation Memorandum re: In the Matter of the Application of Rocky Mountain Power for Approval of the Transfer of Portions of the North Temple Property and Accounting Order; Case No. PAC-E-24-06. [Dayn Hardie, Attorney].

14. Deliberation Memorandum re: In the Matter of Lydia Ferguson's Formal Complaint Against Idaho Power Company; Case No. IPC-E-24-13. [Adam Triplett, Attorney].

Commissioner Anderson stated that Items 10 through 14 under Fully Submitted Matters would be deliberated privately.

Commissioner Anderson stated there was no further business before the Commission and the meeting was adjourned.



COMMISSION SECRETARY

9/24/2024

DATE OF APPROVAL